

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 05-cr-80955

v.

Hon. David Lawson

DEMETRIUS FLENORY,

Defendant.

Dawn N. Ison (P43111)
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Attorneys for the United States

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**DEFENDANT FLENORY'S EX PARTE MOTION TO
ENLARGE PAGE LIMIT FOR HIS REPLY BRIEF**

In accordance with LR 7.1(d)(3), Defendant Flenory respectfully requests that the Court enlarge the page limit for his reply brief in support of his second motion for compassionate release from 7 to 15 pages, the same length of his previous reply.

The accompanying brief sets forth the basis for this request.¹

¹ Because of the emergency nature of the relief requested, the Reply Brief is being filed concurrently herewith.

Date: May 29, 2020

Respectfully Submitted,

WADE FINK LAW P.C.

/s/ Wade G. Fink

Wade G. Fink (P78751)

Attorneys for Defendants

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**BRIEF IN SUPPORT OF DEFENDANT FLENORY’S EX PARTE
MOTION TO ENLARGE PAGE LIMIT FOR HIS REPLY BRIEF**

LR 7.1(d)(3) provides that a reply brief, including footnotes and signatures, may not exceed 7 pages, but that “[a] person seeking to file a longer brief may apply ex parte in writing setting forth the reasons.” Defendant Flenory now makes such a request.

The government in this case has advanced a slightly new argument regarding the scope of the Court’s review in compassionate release cases. In addition, the

government filed 18 exhibits that combine for over 200 pages of information, some of which has never been seen before by undersigned counsel.

For both reasons, counsel requests the extra pages to adequately address the legal arguments and extensive exhibits.

Therefore, Flenory respectfully request the page limit for Defendant's Reply Brief in Support of his Second Motion for Compassionate release be expanded from 7 to 15 pages.

Date: May 29, 2020

Respectfully Submitted,

WADE FINK LAW P.C.

/s/ Wade G. Fink
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PROOF OF SERVICE

I hereby certify that on May 29, 2020, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to counsel of record.

/s/ Wade G. Fink
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